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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

IN RE: TFT-LCD (FLAT PANEL)  
ANTITRUST LITIGATION

Master File No. 3:07-md-1827 SI  
MDL No. 1827

This document relates to:

Hon. Judge Susan Illston

Costco Wholesale Corporation

v.

AU Optronics Corporation, et al., Case No.  
3:11-cv-0058-SI

**STIPULATION OF DISMISSAL  
AND [PROPOSED] ORDER**

1 Plaintiff Costco Wholesale Corporation ("Costco") and Defendants Samsung Electronics  
2 Co., Ltd., Samsung Semiconductor, Inc., and Samsung Electronics America, Inc. (collectively,  
3 "Samsung"), by their respective attorneys and under Rule 41(a)(2) of the Federal Rules of Civil  
4 Procedure, hereby stipulate to the dismissal of the present action against Samsung with prejudice  
5 and state as follows:

6 1. Costco and Samsung seek the dismissal of this action with prejudice.  
7 2. This stipulation does not affect the rights or claims of Costco against any other  
8 defendant or alleged co-conspirator in this litigation.  
9 3. WHEREFORE, the parties respectfully request that this Court issue an Agreed  
10 Order of Dismissal.

12 **IT IS SO STIPULATED.**

14 DATED: October 5, 2012

15 **PERKINS COIE LLP**

16 By: /s/ David J. Burman

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Attorneys for Defendants  
Samsung Electronics Co., Ltd.  
Samsung Semiconductor, Inc. and  
Samsung Electronics America, Inc.

Pursuant to General Order 45, Part X-B, the filer attests that concurrence in the filing of this document has been obtained from each of the above signatories.

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

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## Costco Wholesale Corporation

V.

## [PROPOSED] ORDER

AU Optronics Corporation, et al., Case No.  
3:11-cv-0058-SI

The Court, having considered the stipulation of the parties, and good cause appearing, order as follows:

1. The action filed by Costco Wholesale Corporation is dismissed with prejudice as against Defendants Samsung Electronics Co., Ltd., Samsung Semiconductor, Inc., and Samsung Electronics America, Inc. pursuant to Federal Rule of Civil Procedure 41(a)(2).

2. Each party shall bear its own costs and attorneys' fees.

**IT IS SO ORDERED.**

DATED: 10/5/12

The Honorable Susan Illston  
United States District Judge

## **CERTIFICATE OF SERVICE**

The undersigned counsel hereby certifies that a true and correct copy of the foregoing document was served upon the parties and counsel of record, through the Court's ECF system on October 5, 2012.

I certify under penalty of perjury that the foregoing is true and correct.

DATED this 5th day of October, 2012.

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